

09/771,416



Attorney Docket No. 13493

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Daniel PELLERIN

Serial No.: 09/771,416

Filed: January 26, 2001

For: UNIVERSAL CLEAT

) Group Art Unit: 3728

) Examining Attorney: Jila M. Mohandesi

) Pasadena, California

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DECLARATION OF STEPHEN LIBONATI

I, Stephen Libonati, have personal knowledge of the following facts and declare as follows:

1. I am the President of Ralph Libonati Company ("Libonati") which was the owner of the above-identified patent application
2. Libonati sold the product claimed in the above- above-identified application under the mark "PRO ARC." Accompanying this declaration are specimens of the product.
3. The product was very successful in the marketplace. It achieved sales of about \$275,000 in the first year and over \$300,000 in the second year the product was on the market. These sales reflect the direct replacement of cleats sold by the shoe manufacturers.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and such willful false statements may jeopardize the above-identified application and any patent resulting therefrom.

Dated:

3/3/03

  
Stephen Libonati